RCE/1762

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Attorney Docket No.: SUGI:093 Date: September 3, 2003

Prior Application:

Art Unit: 1762

Examiner: Bret P. Chen

Mail Stop Patent Application

COMMISSIONER FOR PATENTS

P. O. Box 1450

Alexandria, Virginia 22313-1450

Sir:

This is a

[] Continued Prosecution Application (CPA) under 37 CFR §1.53(d);

[X] Request for Continued Examination (RCE) under 37 CFR §1.114 (prosecution of the application is closed in the sense of 37 CFR §1.114(b));

[] Divisional Continuation Application (parent not abandoned) under 37 CFR \$1.53(b);

Divisional Application (parent being abandoned) under 37 CFR Г 1 §1.53(d);

of pending prior application Serial No. 09/646,988, filed November 16, 2000

for [Title as filed]: A METHOD FOR FORMING A FILM

[Amended Title]: same

by [Inventors]: Tomo UENO

1. [] A copy of the prior application is attached. This copy comprises a true copy of the prior application as filed (specification, claims, drawings, declaration). No amendments referred to in the declaration (if any) filed to complete the prior application introduced new matter therein.

2. [] Abandon said prior application as of the filing date accorded this application. application.

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AUTHORIZATION TO DEBIT OR CREDIT FEES TO DEP. ACCT. 16-0331

PARKHURST & WENDEL

3. [X] The filing fee is calculated below:

- 4. [X] A check in the amount of \$750.00 is enclosed (Ck#/6139).

 THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY OTHER FEES
 WHICH MAY BE REQUIRED OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT
 NO. 160331.
- [] Cancel in this application claims of the prior application before calculating the filing fee. At least one independent claim is retained for filing purposes.
- 6. [] Amend the specification by inserting before the first line the sentence:
 --This is a [] Continuation [] Division of application Serial No. 09/646,988 filed November 16, 2000.--
- [X] Please enter in the present application the Amendment Under 37 CFR §1.116 with any attachments filed on <u>August 12, 2003</u> in said prior application which was not entered therein.
- [X] Priority of foreign application(s) No. 10-122661, filed March 27, 1998 in Japan is claimed under 35 U.S.C. §119.
 - [X] The certified copy was filed in PCT/JP99/01429.
 - [] A certified copy of the above corresponding foreign application is filed herewith.
- [X] The prior application is assigned of record to <u>TOKYO UNIVERSITY OF</u> <u>AGRICULTURE & TECHNOLOGY</u> Recorded at Reel <u>011338</u>, Frame <u>0328</u>.

- 10. [X] The power of attorney in the prior application is to Roger W. Parkhurst, Registration No. 25,177 and Charles A. Wendel, Registration No. 24,453:
 - [X] a. The power appears in the original papers in the prior application.
 - [] b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
 - [X] c. Address all future communications to

PARKHURST & WENDEL, L.L.P. 1421 Prince Street, Suite 210 Alexandria, Virginia 22314-2805 Telephone: (703) 739-0220.

- 11. [X] An Application Data Sheet is enclosed.
- 12. [] A Preliminary Amendment is enclosed herewith.
- 13. [] An Information Disclosure Statement is enclosed.
- 14 [X] This application is not entitled to Small Entity Status.

Respectfully submitted,

PARKHURST & WENDEL L.L.

Charles A. Wendel

Registration No. 24,453

(rev. 01/02)